

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**Date of filing in State Engineer's Office **JUL 24 1995**

Returned to applicant for correction.....

Corrected application filed..... Map filed **APR 19 1986** under 53031The applicant **Red Rock Mining, (USA), Inc.****P.O. Box 160**

Street and No. or P.O. Box No.

of **Goldfield**

City or Town

**Nevada****89013**

State and Zip Code No.

hereby make application for permission to change the

**Point of Diversion**

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under **Permit 59088**

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is **Underground**  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed **1.0 cfs**  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for **mining, milling, and domestic**  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for **mining, milling, and domestic**  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point **NE 1/4 SW 1/4 Section 26, T.2S., R.42E., MDB & M.**  
Describe as being within a 40-acre subdivision of public survey and by course and  
**at a point from which the NW corner of said Section 26 bears N. 30° 21' 31" W.,**  
distance to a section corner. If on unsurveyed land, it should be stated.  
**a distance of 3647.4 ft.**
6. The existing permitted point of diversion is located within **NW 1/4 NW 1/4, Section 26, T.2S., R.42E.,**  
If point of diversion is not changed, do not answer.  
**MDB & M., at a point from which the NW corner of said Section 26 bears N. 30° 58'**  
**18" W., a distance of 1,067.4 ft.**
7. Proposed place of use **same as existing**  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use **Portion of NW 1/4, Section 35, T.2S., R.42E., MDB & M.**  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from **January 1** to **December 31** of each year.  
Month and Day Month and Day
10. Use was permitted from **January 1** to **December 31** of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) **Completed well, pump, and distribution system.**  
State manner in which water is to be diverted, i.e. diversion structure,  
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works **\$30,000.**
13. Estimated time required to construct works **Completed. Ten inch hole drilled and cased to 550**  
**ft. Casing is perforated from 320 ft. to 540 ft. A 15 hp pump and motor are placed.**

14. Estimated time required to complete the application of water to beneficial use five years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Water will be used in heap leach, with annual consumption to be less than 632.2  
acre-feet annually, with the combined permits 59088 and 59089. Please refer to  
map # 53031.

By s/Douglas Moore  
P.O. Box 160, Goldfield, NV. 89013

Compared bk/tdf dl/cms

Protested \_\_\_\_\_

APPROVAL  
OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This Finite permit to change the point of diversion of the waters of an underground source as heretofore granted under Finite Permit 59088 is issued subject to the terms and conditions imposed in said Finite Permit 59088 and with the understanding that no other rights on the source will be affected by the change proposed herein. It is understood that the amount of water herein granted is only a temporary allowance issued under the provisions of NRS 533.371 for a finite period of time. This permit will expire on April 4, 1999 and all rights herein will revert back to the source. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The state retains the right to regulate the use of water herein granted at any and all times.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 632.2 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 1, 1999

Proof of completion of work shall be filed before February 1, 1999

Application of water to beneficial use shall be made on or before April 4, 1999  
 Permit expires

Proof of the application of water to beneficial use shall be filed on or before April 4, 1999

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed DEC 24 1998

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 18th day of June

A.D. 19 98

*[Signature]*  
 State Engineer

**EXPIRED**

**DATE APR 04 1999**

(PERMIT TERMS CONTINUED)

This Finite permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 59089 and 61422 shall not exceed 632.2 acre-feet annually.

The manner of use of water under this Finite permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the groundwater basin.

The issuance of this Finite permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.